



PTO/SB/21 (08-03)

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/622,869
	Filing Date	July 18, 2003
	First Named Inventor	Suresh K. TIKOO
	Art Unit	Not Yet Assigned
	Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	20 pages + 109 refs.	Attorney Docket Number 293102003600

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement - 3 pages <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form PTO-1449 + duplicate copy - 16 pages One hundred nine (109) references Return receipt postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	MORRISON & FOERSTER LLP Debra J. Glaister - 33,888	25226
Signature		
Date	October 9, 2003	

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(Tamara Alcaraz)

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(Tamara Alcaraz)

PATENT

Docket No. 293102003600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Suresh K. TIKOO

Serial No.: 10/622,869

Filing Date: July 18, 2003

For: PAV REGIONS FOR ENCAPSIDATION
AND E1 TRANSCRIPTIONAL
CONTROL

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicant submits for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Pursuant to the USPTO notice dated July 11, 2003, waiving the requirement under 37 C.F.R. § 1.98 (a)(2)(i) to provide copies of U.S. Patents and U.S. Published Applications, copies of those references numbered 1 through 4 are not submitted. Copies of foreign patent documents and non-patent literature are submitted herewith in accordance with 37 C.F.R. § 1.98 (a)(2). The Examiner is requested to make these documents of record.

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.
- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
 - ☐ A fee is required. A check in the amount of ___ is enclosed.
 - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of ___ is enclosed.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)


Applicant would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 293102003600. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: October 9, 2003

Respectfully submitted,

By: 
Debra J. Glaister
Registration No. 33,888

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Form PTO-1449

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INFORMATION DISCLOSURE CITATION IN AN APPLICATION

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Applicant

Suresh K. TIKOO

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U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	02/14/2002	2002/0019051	Lusky et al.			
	2.	10/13/1998	5,820,868	Mittal et al.			
	3.	12/14/1999	6,001,591	Mittal et al.			
	4.	12/10/2002	6,492,343	Reddy et al.			

FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
	5.	03/09/1988	EP 0 259 149	Europe			

OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title
	6.	GenBank Accession No. AF083132, "Sequence Analysis of Putative pVIII, E3 and Fibre Regions of Porcine Adenovirus Type 3," created on January 3, 1999, located at < http://www.ncbi.nlm.nih.gov > last visited on February 6, 2003, fourteen pages.
	7.	GenBank Accession No. J01917, "The Nucleotide Sequence of a Low Molecular Weight Ribonucleic Acid From Cells Infected with Adenovirus 2," Created on March 14, 1996, located at < http://www.ncbi.nlm.nih.gov > last visited on September 8, 2003, thirty-seven pages.
	8.	GenBank Accession No. M73260, "The Sequence of the Genome of Adenovirus Type 5 and its Comparison with the Genome of Adenovirus Type 2," created on April 8, 1996, located at < http://www.ncbi.nlm.nih.gov > last visited on October 26, 2000, twelve pages.
	9.	GenBank Accession No. U34592, "Porcine Adenovirus 3 Hexon Gene, Complete CDS: Direct Submission," Created June 11, 1996, located at < http://www.ncbi.nlm.nih.gov > last visited on September 8, 2003, three pages.
	10.	GenBank Accession No. U82628, "Nucleotide and Amino Acid Sequence Analysis of the 100K Protein of a Serotype 3 Porcine Adenovirus," created on August 5, 1999, located at < http://www.ncbi.nlm.nih.gov > last visited on September 8, 2003, two pages.
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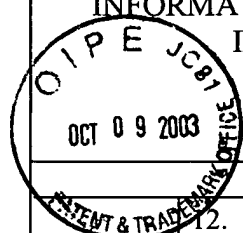
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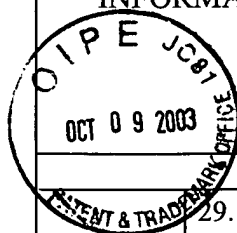
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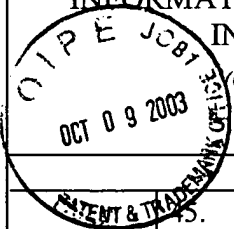
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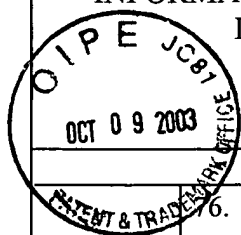
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Form PTO-1449

Docket Number 293102003600

Application Number 10/622,869

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

Applicant

Suresh K. TIKOO

Filing Date July 18, 2003

Group Art Unit Not Yet Assigned

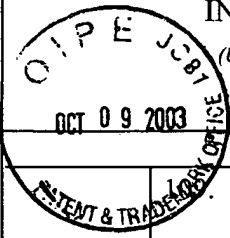
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